

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1272
96TH GENERAL ASSEMBLY

4062H.03C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 537, RSMo, by adding thereto one new section relating to certain court actions against correctional facilities.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 537, RSMo, is amended by adding thereto one new section, to be
2 known as section 537.082, to read as follows:

537.082. In court actions against jails, correctional centers, detention centers,
2 **juvenile detention centers or any other type of correctional facility or their employees,**
3 **whether public or private, as the result of the death, by suicide, of any person confined**
4 **therein, the standard of proof shall be gross negligence. As used in this section, "gross**
5 **negligence" means the failure to recognize and act on a strong probability that a person**
6 **in custody will commit or attempt to commit suicide.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.